FORM NLRB-501 (2-18)

UNITED STATES OF AMERICA NATIONAL LABOR RELATIONS BOARD CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE		
Case	10-CA-253325	Date Filed 12-13-2019

INSTRUCTIONS: File an original with NLRB Regional Director for the region in	which the alleged unfair labor practice occurred or is occ	euring.	
	OYER AGAINST WHOM CHARGE IS BROUGHT	arrang.	
a. Name of Employer James Booth d/b/a McDonald's and		b. Tel. No. 843-556-1163	
McDonald's, USA as joint employers		c. Cell No.	
	Υ	f. Fax. No.	
d. Address (Street, city, state, and ZIP code) 2050 Savannah Hwy, Charleston, SC 29407 110 N. Carpenter Street, Chicago, IL 60607		g, e mail	
		h. Number of workers employed 100	
i. Type of Establishment (factory, mine, wholesaler, etc.) Restaurant	j. Identify principal product or service Fast food		
The above named employer has engaged in and is engaged	ging in unfair labor practices within the meaning of se	ction 8(a), subsections (1) and	
(list subsections) (3)	of the National Lab	or Relations Act, and thest unfair labor	
practices are practices affecting commerce within the me	aning of the Act, or these unfair labor practices affecti	ng commerce within the meaning of	
the Act and the Postal Reorganization Act.			
Basis of the Charge (set forth a clear and concise state) Within the last six months, the above named joint			
conduct that serves to interfere with the rights of it employees' interest and participation in the Fight f any employee who continues to participate with the discourage union activity and/or membership.	ts employees under the NLRA. Particularly, the or \$15 and a Union, put up a no solicitation sig	joint employers, in response to its n and expressly threatened to terminate	
3. Full name of party filing charge (if labor organization, g SEIU National Fast Food Workers Union	ive full name, including local name and number)		
4a. Address (Street and number, city, state, and ZIP code 1800 Massachusetts Ave. NW Rm 6041 M	e)	4b. Tel. No. (b) (6), (b) (7)(C)	
Washington, DC 20036		4c. Cell No. (b) (6), (b) (7)(C)	
		4d. Fax No.	
		4e. e-mail olamide.adetunji@seiu.org	
5. Full name of national or international labor organization Service Employees International Union	n of which it is an affiliate or constituent unit (to be fille	d in when charge is filed by a labor organization)	
declare that I have read the abo	ARATION ove charge and that the statements my knowledge and belief.	Tel. No. (202) 730-7327	
Adet	Olamide Adetunji, Attorney	Office, if any, Cell No. (202) 384-5482	
(signature of representative or person making charge)	(Print/type name and title or office, if any)	Fax No.	
1800 Massachusetts Ave. NW Rm 6041 Address Washington, DC 20036	M Date 12/13/2019	e-mail	
Trushington, DC 20030	Date 12/13/2017	olamide.adetunji@seiu.org	

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)
PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2005). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information may cause the NLRB to decline to invoke its processes.

Please Review the Following Important Information Before Filling Out a Charge Form!

- Please call an Information Officer in the Regional Office nearest you for assistance in filing a charge. The Information Officer will be happy to answer your questions about the charge form or to draft the charge on your behalf.
 Seeking assistance from an Information Officer may help you to avoid having the processing of your charge delayed or your charge dismissed because of mistakes made in completing the form.
- Please be advised that not every workplace action that you may view as unfair constitutes an unfair labor practice within the jurisdiction of the National Labor Relations Act (NLRA). Please click on the Help Desk button for more information on matters covered by the NLRA.
- The section of the charge form called, "Basis of Charge," seeks only a brief
 description of the alleged unfair labor practice. You should NOT include a
 detailed recounting of the evidence in support of the charge or a list of the
 names and telephone numbers of witnesses.
- After completing the charge form, be sure to sign and date the charge and mail or deliver the completed form to the appropriate Regional Office.
- A charge should be filed with the Regional Office which has jurisdiction over the geographic area of the United States where the unfair labor practice occurred. For example, an unfair labor practice charge alleging that an employer unlawfully discharged an employee would usually be filed with the Regional Office having jurisdiction over the worksite where the employee was employed prior to his/her discharge. An Information Officer will be pleased to assist you in locating the appropriate Regional Office in which to file your charge.
- The NLRB's Rules and Regulations state that it is the responsibility of the individual, employer or union filing a charge to timely and properly serve a copy of the charge on the person, employer or union against whom such charge is made.
- By statute, only charges filed and served within six (6) months of the date of the event or conduct, which is the subject of that charge, will be processed by the NLRB.



UNITED STATES GOVERNMENT NATIONAL LABOR RELATIONS BOARD



SUBREGION 11 4035 University Pkwy Ste 200 Winston Salem, NC 27106-3275 Agency Website: www.nlrb.gov Telephone: (336)631-5201 Fax: (336)631-5210 Download NLRB Mobile App

December 13, 2019

SEIU National Fast Food Workers Union 1800 Massachusetts Ave NW Rm 6041 M Washington, DC 20036

Re: James Booth d/b/a McDonald's

Case 10-CA-253325

Dear Sir or Madam:

The charge that you filed in this case on December 13, 2019 has been docketed as case number 10-CA-253325. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

<u>Investigator</u>: This charge is being investigated by Field Examiner INGRID J. JENKINS whose telephone number is (336)582-7127. If this Board agent is not available, you may contact Deputy Regional Attorney LISA R. SHEARIN whose telephone number is (336)582-7142.

Right to Representation: You have the right to be represented by an attorney or other representative in any proceeding before us. If you choose to be represented, your representative must notify us in writing of this fact as soon as possible by completing *Form NLRB-4701*, *Notice of Appearance*. This form is available on our website, www.nlrb.gov, or from an NLRB office upon your request.

If you are contacted by someone about representing you in this case, please be assured that no organization or person seeking your business has any "inside knowledge" or favored relationship with the National Labor Relations Board. Their knowledge regarding this proceeding was only obtained through access to information that must be made available to any member of the public under the Freedom of Information Act.

<u>Presentation of Your Evidence</u>: As the party who filed the charge in this case, it is your responsibility to meet with the Board agent to provide a sworn affidavit, or provide other witnesses to provide sworn affidavits, and to provide relevant documents within your possession. Because we seek to resolve labor disputes promptly, you should be ready to promptly present

your affidavit(s) and other evidence. If you have not yet scheduled a date and time for the Board agent to take your affidavit, please contact the Board agent to schedule the affidavit(s). If you fail to cooperate in promptly presenting your evidence, your charge may be dismissed without investigation.

<u>Preservation of all Potential Evidence:</u> Please be mindful of your obligation to preserve all relevant documents and electronically stored information (ESI) in this case, and to take all steps necessary to avoid the inadvertent loss of information in your possession, custody or control. Relevant information includes, but is not limited to, paper documents and all ESI (e.g. SMS text messages, electronic documents, emails, and any data created by proprietary software tools) related to the above-captioned case.

<u>Prohibition on Recording Affidavit Interviews:</u> It is the policy of the General Counsel to prohibit affiants from recording the interview conducted by Board agents when subscribing Agency affidavits. Such recordings may impede the Agency's ability to safeguard the confidentiality of the affidavit itself, protect the privacy of the affiant and potentially compromise the integrity of the Region's investigation.

Procedures: Pursuant to Section 102.5 of the Board's Rules and Regulations, parties must submit all documentary evidence, including statements of position, exhibits, sworn statements, and/or other evidence, by electronically submitting (E-Filing) them through the Agency's web site (www.nlrb.gov). You must e-file all documents electronically or provide a written statement explaining why electronic submission is not possible or feasible. Failure to comply with Section 102.5 will result in rejection of your submission. The Region will make its determination on the merits solely based on the evidence properly submitted. All evidence submitted electronically should be in the form in which it is normally used and maintained in the course of business (i.e., native format). Where evidence submitted electronically is not in native format, it should be submitted in a manner that retains the essential functionality of the native format (i.e., in a machine-readable and searchable electronic format). If you have questions about the submission of evidence or expect to deliver a large quantity of electronic records, please promptly contact the Board agent investigating the charge.

If the Agency does not issue a formal complaint in this matter, parties will be notified of the Regional Director's decision by email. Please ensure that the agent handling your case has your current email address.

Information about the Agency, the procedures we follow in unfair labor practice cases and our customer service standards is available on our website, www.nlrb.gov or from an NLRB office upon your request. NLRB Form 4541, Investigative Procedures offers information that is helpful to parties involved in an investigation of an unfair labor practice charge.

We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,

LISA HENDERSON Acting Regional Director

cc: Olamide Adetunji, Law Fellow SEIU National Fast Food Workers Union 1800 Massachusetts Ave NW Washington, DC 20036



UNITED STATES GOVERNMENT NATIONAL LABOR RELATIONS BOARD

Download NLRB Mobile App

SUBREGION 11 4035 University Pkwy Ste 200 Winston Salem, NC 27106-3275

Fax: (336)631-5210

Agency Website: www.nlrb.gov

Telephone: (336)631-5201

(b) (6), (b) (7)(C)

2050 Savannah Hwy Charleston, SC 29407

McDonald's, USA as joint employers 110 N. Carpenter Street Chicago, IL 60607

Re: James Booth d/b/a McDonald's

Case 10-CA-253325

December 13, 2019

Dear (b) (6), (b) (7)

Enclosed is a copy of a charge that has been filed in this case. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

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<u>Presentation of Your Evidence</u>: We seek prompt resolutions of labor disputes. Therefore, I urge you or your representative to submit a complete written account of the facts and a statement of your position with respect to the allegations set forth in the charge as soon as possible. If the Board agent later asks for more evidence, I strongly urge you or your representative to cooperate fully by promptly presenting all evidence relevant to the investigation. In this way, the case can be fully investigated more quickly.

Full and complete cooperation includes providing witnesses to give sworn affidavits to a Board agent, and providing all relevant documentary evidence requested by the Board agent. Sending us your written account of the facts and a statement of your position is not enough to be considered full and complete cooperation. A refusal to fully cooperate during the investigation might cause a case to be litigated unnecessarily.

In addition, either you or your representative must complete the enclosed Commerce Questionnaire to enable us to determine whether the NLRB has jurisdiction over this dispute. If you recently submitted this information in another case, or if you need assistance completing the form, please contact the Board agent.

We will not honor any request to place limitations on our use of position statements or evidence beyond those prescribed by the Freedom of Information Act and the Federal Records Act. Thus, we will not honor any claim of confidentiality except as provided by Exemption 4 of FOIA, 5 U.S.C. Sec. 552(b)(4), and any material you submit may be introduced as evidence at any hearing before an administrative law judge. We are also required by the Federal Records Act to keep copies of documents gathered in our investigation for some years after a case closes. Further, the Freedom of Information Act may require that we disclose such records in closed cases upon request, unless there is an applicable exemption. Examples of those exemptions are those that protect confidential financial information or personal privacy interests.

<u>Preservation of all Potential Evidence:</u> Please be mindful of your obligation to preserve all relevant documents and electronically stored information (ESI) in this case, and to take all steps necessary to avoid the inadvertent loss of information in your possession, custody or control. Relevant information includes, but is not limited to, paper documents and all ESI (e.g. SMS text messages, electronic documents, emails, and any data created by proprietary software tools) related to the above-captioned case.

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We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,

LISA HENDERSON Acting Regional Director

Enclosures:

- 1. Copy of Charge
- 2. Commerce Questionnaire

	Revised 3/21/2011 NATIONAL LABOR RELATIONS BOARD					
QUESTIONNAIRE ON COMMERCE INFORMATION						
Please read carefully, answer all applicable items, and return to the NLRB Office. If additional space is required, please add a page and identify item number.						
CASE NAME CASE NUMBER						
1. EXACT LEGAL TITLE OF ENTITY (As filed with State and/or stated in legal documents forming entity)						
1. EXACT LEGAL TITLE OF ENTITY (As filed with State and/or stated in legal	documents forming entity)				
2. TYPE OF ENTITY						
[] CORPORATION [] LLC [] L	LP [] PARTNERSHIP [] SOLE	PROPRIETORSHIP [] OTHE	R (Specify)			
3. IF A CORPORATION or LLC A. STATE OF INCORPORATION	B. NAME, ADDRESS, AND RELATIO	NCUID (a g pagent subsidiage) OF A	I DELATED ENTITIES			
OR FORMATION	B. NAIVIE, ADDRESS, AND RELATIO	NSHIP (e.g. parent, substituting) OF A.	LL RELATED ENTITIES			
A TEANILIC OR ANY TYPE OF DAD	NEDGIND BULL NAME AND ADDRE	ee of all Members of Bart	AIEDO			
4. IF AN LLC OR ANY TYPE OF PART	NERSHIP, FULL NAME AND ADDRE	SS OF ALL MEMBERS OR PART	NEKS			
5. IF A SOLE PROPRIETORSHIP, FUL	L NAME AND ADDRESS OF PROPRI	ETOR				
C DRIVER W DECORDER THE WATER	OF VOLD OPEN ATIONS (D.)	"				
6. BRIEFLY DESCRIBE THE NATURE	OF YOUR OPERATIONS (Products ha	ndled or manufactured, or nature of s	ervices performed).			
7. A. PRINCIPAL LOCATION:	B. BRANCH LO	CATIONS:				
8. NUMBER OF PEOPLE PRESENTLY	EMPLOYED					
A. Total:	B. At the address involved in this m	atter:				
9. DURING THE MOST RECENT (Chec	ck appropriate box): [] CALENDAR YE	[] 12 MONTHS or [] FISCA	L YR (FY dates)		
				ES NO		
Δ Did you provide services valued in	excess of \$50 000 directly to customer	s outside vour State? It no indica	ite actual value			
A. Did you provide services valued in \$	excess of \$50,000 directly to customer	s outside your State? If no, indica	ite actual value.			
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PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing representation and/or unfair labor practice proceedings and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary. However, failure to supply the information may cause the NLRB to refuse to process any further a representation or unfair labor practice case, or may cause the NLRB to issue you a subpoena and seek enforcement of the subpoena in federal court.

UNITED STATES OF AMERICA

BEFORE THE NATIONAL LABOR RELATIONS BOARD

JAMES BOOTH D/B/A MCDONALD'S Charged Party and SEIU NATIONAL FAST FOOD WORKERS UNION Charging Party	Case 10-CA-253325
AFFIDAVIT OF SERVICE OF CHARGE AGAINS I, the undersigned employee of the National Labor Rela December 13, 2019, I served the above-entitled docume following persons, addressed to them at the following ac	tions Board, state under oath that on ent(s) by post-paid regular mail upon the
(b) (6), (b) (7)(C) 2050 Savannah Hwy Charleston, SC 29407 McDonald's, USA as joint employers 110 N. Carpenter Street Chicago, IL 60607	
December 13, 2019	Kalsey Harrison, Designated Agent of NLRB
Date	Name /s/ Kalsey Harrison

Signature

From: Corbin, Jennifer
To: Robert Shore

 Subject:
 RE: McDonald"s 10-CA-253325

 Date:
 Thursday, January 2, 2020 3:49:00 PM

Can I get a list of specific allegations and who can testify to each to make sure that they (or I) don't forget to cover it in their affidavit? Thanks

From: Corbin, Jennifer

Sent: Thursday, January 2, 2020 3:16 PM **To:** Robert Shore <robert.shore@seiu.org> **Subject:** RE: McDonald's 10-CA-253325

My hotel will be Comfort Suites West of the Ashley at 2080 Savannah River Highway in Charleston. It is close to that McDonald's.

I will be traveling to Charleston on $^{(b)(6),(b)(7)(C)}$ conducting an election on (b)(6), (b)(7)(C), and then available anytime on (b)(6), (b)(7)(C) to take affidavits.

Thanks-

From: Robert Shore < robert.shore@seiu.org Sent: Thursday, January 2, 2020 2:27 PM

To: Corbin, Jennifer <
<a

Subject: Re: McDonald's 10-CA-253325

Hi Jennifer:

Yes, at this point I am assuming the witnesses will be meeting with you (b) (6), (b) (7)(C) to give us time to make the plans.

Hope to have specifics soon.

Best,

Rob Shore Assistant General Counsel SEIU

Sent from my iPhone

On Jan 2, 2020, at 2:23 PM, Corbin, Jennifer < Jennifer.Corbin@nlrb.gov > wrote:

Anything on this? I am trying to schedule my travel and other appts for next week. I am traveling from Winston-Salem, NC – it is about a 5 hour trip. Can I get all the

witnesses in on (b) (6), (b) (7)(C)
Thanks!

From: Robert Shore <<u>robert.shore@seiu.org</u>>
Sent: Thursday, January 2, 2020 10:14 AM
To: Corbin, Jennifer <<u>Jennifer.Corbin@nlrb.gov</u>>

Subject: Re: McDonald's 10-CA-253325

Hi Jennifer:

I will do my best, my (b) (6), (b) (7)(C) has been off from before (b) (6), (b) (7)(C), and so told me the other day will be trying to set up the witnesses when returns to work (b) (6), (b) (7)(C) I will reach out and see if I can get more information for you to at least secure date and location.

Thanks,

Rob

Robert J. Shore
Assistant General Counsel
Service Employees International Union (SEIU)
1800 Massachusetts Avenue, NW
Washington, DC 20036
(202) 730-7467 Office
(202) 725-6624 Cell

Pronouns: He, Him, His

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On Thu, Jan 2, 2020 at 8:28 AM Corbin, Jennifer < Jennifer.Corbin@nlrb.gov> wrote:

Please let me know what witnesses you have lined up by noon tomorrow, Friday, January 3- so that I can make travel plans.

Thanks-

From: Corbin, Jennifer

Sent: Tuesday, December 31, 2019 1:37 PM **To:** Robert Shore <<u>robert.shore@seiu.org</u>>

Cc: Olamide Adetunji < <u>Olamide.adetunji@seiu.org</u>>

Subject: RE: McDonald's 10-CA-253325

I can get a hotel close to that McDonalds where they worked...I assume that they live near there?

If there is a better location, let me know. I can take the statements in the lobby. Each one will take about 2 hours.

How many witnesses will be coming?

From: Robert Shore <<u>robert.shore@seiu.org</u>>
Sent: Tuesday, December 31, 2019 12:29 PM
To: Corbin, Jennifer <<u>Jennifer.Corbin@nlrb.gov</u>>
Cc: Olamide Adetunji <<u>Olamide.adetunji@seiu.org</u>>

Subject: Re: McDonald's 10-CA-253325

Hi Jennifer:

Where would you like to take the depositions? From what I understand, the employees who will be giving statements, as well as (b) (6), (b) (7)(C)

, so I am not sure if there is a specific location that is more or less convenient to them. I am thinking that (b) (6), (b) (7)(C) will work best, but

Thanks, Rob

Robert J. Shore

I will let you know.

Assistant General Counsel Service Employees International Union (SEIU) 1800 Massachusetts Avenue, NW Washington, DC 20036 (202) 730-7467 Office (202) 725-6624 Cell

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On Tue, Dec 31, 2019 at 12:26 PM Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>> wrote:

I can take affidavits on (b) (6), (b) (7) (C) -anytime.

On (b) (6), (b) (7) (C) . (I am running an election that day.) Or on (b) (6), (b) (7) (C) anytime.

Please let me know what you get set up so that I can find a hotel nearby. Thanks!

From: Robert Shore < robert.shore@seiu.org>
Sent: Tuesday, December 31, 2019 12:01 PM

To: Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>>; Olamide Adetunji

<<u>Olamide.adetunji@seiu.org</u>>

Subject: McDonald's 10-CA-253325

Hello Jennifer:

I have reached out to our organizers in Charleston to try to facilitate setting up the affidavits. I have not confirmed availability as of yet though. Is it still your intention to take any affidavits on (6) (6) (7)(C)

Thank you,

Rob

Robert J. Shore

Assistant General Counsel

Service Employees International Union (SEIU) 1800 Massachusetts Avenue, NW Washington, DC 20036 (202) 730-7467 Office (202) 725-6624 Cell

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Strike Notice to McDonald's

SEIU National Fast Food Workers Union 205 S Gregson St, Durham NC 27701

To: McDonald's/McDonald's USA, LLC, Joint Employers
2050 Savanah Hwy, Charleston SC

Dear Joint Employers:

(b) (6), (b) (7)(C)

This is to notify you that we are going on a one-day strike beginning on 2019. We are striking to demand a \$15 an hour wage and the right to join a union without interference; an end to systemic sexual harassment and violence on the job; and to protest unfair labor practices occurring here and in stores across the country for which Joint Employer McDonald's USA is responsible. We further demand that management implement trainings and robust policies to protect us from sexual harassment, to prevent retaliation after reporting sexual harassment, and to provide a safe work environment free from violence. We are however not making a demand for recognition at this time.

We unconditionally offer to return to work after 2019 for our next regularly scheduled shift.

This is a peaceful and lawful one-day strike protected by federal labor law. We expect you to obey federal law and refrain from firing, reducing hours, discriminating, or in any way retaliating against us for standing together to improve our job conditions and safeguard our rights.

This company is profitable because of our hard work, yet, our wages are not enough to pay for the basics like food, rent, and utilities. We know McDonald's can afford to pay us more because it earns billions in profits annually. We are striking to bring ourselves out of poverty, and to improve the lives of our families. This notice and unconditional offer to return to work also apply to other workers who may later decide to strike.

(b) (b), (b) (1)(c)	

From: Robert Shore

To: Corbin, Jennifer; Olamide Adetunji
Subject: Re: McDonald"s 10-CA-253325
Date: Tuesday, January 7, 2020 7:36:25 PM

Attachments: Strike Notice 2050 Savannah Hwy, Charleston, SC.jpg

Hi Jennifer:

Sorry for the delay in getting back to you with numbers, my afternoon got taken over by meetings.

number is (b) (6), (b) (7)(C) should be there around (b) (6), (b) (7)(C) but does have to might not be there exactly at that time. can talk about seeing the sign itself regarding no soliciting and about having manager clock out for what was supposed to be paid 10 minute breaks, which only started after became involved in the Fight for 15 and a Union, and which as far as knows, only was done to those who were speaking up on behalf of the FF\$15 and a Union.

number is (b) (6). (b) (7)(C). will talk about both what was told about threats for soliciting by management and about having manager clock out for what was supposed to be paid 10 minute breaks, which only started after became involved in the Fight for 15 and a Union, and which as far as knows, only was done to those who were speaking up on behalf of the FF\$15 and a Union.

The FF\$15 and a Union held a strike in Charleston, on [5], 2019, which participated in. I have attached the strike notice to this email.

Thank you and please let me know if you need anything else from me.

Best, Rob

Robert J. Shore
Assistant General Counsel
Service Employees International Union (SEIU)
1800 Massachusetts Avenue, NW
Washington, DC 20036
(202) 730-7467 Office
(202) 725-6624 Cell
Pronouns: He, Him, His

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On Tue, Jan 7, 2020 at 10:15 AM Robert Shore <<u>robert.shore@seiu.org</u>> wrote: Hi Jennifer: witness meetings You should be fine with heading out (b) (6), (b) (7)(C). I have set up for you (b) (6), (b) (7)(C) and there are other (b) (6), (b) (7)(C) who would talk to you, but I'm not sure it's necessary. Do you have any time to talk quickly? My cell number is 12027256624. I am free until 11 and then again after 1pm. Thanks, Rob Sent from my iPhone On Jan 7, 2020, at 9:45 AM, Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>> wrote: How are we looking for affidavits (b) (6), (b) (7)(C) Do we have employees scheduled? I am trying to decide if I will be staying (b) (6), (b) (7)(C) or (b) (6), (b) (7)(C) Winston-Salem after affidavits. I am available after (b) (6), (b) (7)(C) if anyone can be here. Thanks! **From:** Robert Shore <<u>robert.shore@seiu.org</u>> Sent: Friday, January 3, 2020 1:28 PM **To:** Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>> Subject: Re: McDonald's 10-CA-253325

Hi Jennifer:

Yes, not a problem.

It is alleged that the employer, through the (b) (6), (b) (7)(C)

, put up no solicitation signs after the employees began signing cards with the Fight for \$15 to discourage union activity and/or membership and told at least one employee that signing a card and/or handing out union material was considered solicitation, would violate the policy and would be cause for discipline. This information was provided to at the store in question, but now is (b) (6), (b) for the Fight for \$15, through another employee at the store.

(b) (6), (b) (7)(C) can also provide information about the no solicitation sign going up and what information was relayed to them about the sign and its connection with union activity. I have to speak to (b) (6), (b) (7)(C) (b) (6), (b) and will get a better idea of what information they have to provide you and if it is necessary for you to talk to all of them or just (b) (6), (b)

Thanks,

Rob

Robert J. Shore

Assistant General Counsel

Service Employees International Union (SEIU) 1800 Massachusetts Avenue, NW Washington, DC 20036

(202) 730-7467 Office

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Can I get a list of specific allegations and who can testify to each to make sure that they (or I) don't forget to cover it in their affidavit? Thanks

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I will be traveling to Charleston on (b) (6), (b) (7)(C), and then available anytime on (b) (6), (b) (7)(C) morning to take affidavits.

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Subject: Re: McDonald's 10-CA-253325

Hi Jennifer:

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Rob Shore

Assistant General Counsel

SEIU

Sent from my iPhone

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I am traveling from Winston-Salem, NC – it is about a 5 hour trip. Can I get all the witnesses in on (b) (6), (b) (7)(C)

Thanks!

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To: Corbin, Jennifer < Jennifer.Corbin@nlrb.gov >

Subject: Re: McDonald's 10-CA-253325

Hi Jennifer:

I will do my best, my (b) (6), (b) (7)(C) has been off from before (b) (6), (b) (7)(C), and so told me the other day will be trying to set up the witnesses when returns to work [b) (6), (b) (7)(C) I will reach out and see if I can get more information for you to at least secure date and location.

Thanks,

Rob

Robert J. Shore

Assistant General Counsel

Service Employees International Union (SEIU) 1800 Massachusetts Avenue, NW Washington, DC 20036

(202) 730-7467 Office

(202) 725-6624 Cell

Pronouns: He, Him, His

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On Thu, Jan 2, 2020 at 8:28 AM Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>> wrote:

Please let me know what witnesses you have lined up by noon tomorrow, Friday, January 3- so that I can make travel plans.

Thanks-

From: Corbin, Jennifer

Sent: Tuesday, December 31, 2019 1:37 PM **To:** Robert Shore <<u>robert.shore@seiu.org</u>>

Cc: Olamide Adetunji < Olamide.adetunji@seiu.org >

Subject: RE: McDonald's 10-CA-253325

I can get a hotel close to that McDonalds where they worked... I assume that they live near there?

If there is a better location, let me know. I can take the statements in the lobby. Each one will take about 2 hours.

How many witnesses will be coming?

From: Robert Shore <<u>robert.shore@seiu.org</u>>
Sent: Tuesday, December 31, 2019 12:29 PM
To: Corbin, Jennifer <<u>Jennifer.Corbin@nlrb.gov</u>>
Cc: Olamide Adetunji <<u>Olamide.adetunji@seiu.org</u>>

Subject: Re: McDonald's 10-CA-253325

Hi Jennifer:

Where would you like to take the depositions? From what I understand, the employees who will be giving statements, as well as th (b) (6), (b) (7)(C)

so I am not sure if there is a specific location that is more or less convenient to them. I am thinking that will work best, but I will let you know.

Thanks,

Rob

Robert J. Shore

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On Tue, Dec 31, 2019 at 12:26 PM Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>> wrote:

I can take affidavits on (b) (6), (b) (7)(C) -anytime.

On (b) (6), (b) (7)(C) (I am running an election that day.)

Or on (b) (6), (b) (7)(C)- anytime.

Please let me know what you get set up so that I can find a hotel nearby.

Thanks!

From: Robert Shore < robert.shore@seiu.org > Sent: Tuesday, December 31, 2019 12:01 PM

To: Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>>; Olamide

Adetunji < <u>Olamide.adetunji@seiu.org</u>> **Subject:** McDonald's 10-CA-253325

Hello Jennifer:

I have reached out to (b) (6), (b) (7)(C) in Charleston to try to facilitate setting up the affidavits. I have not confirmed availability as of yet though. Is it still your intention to take any affidavits on (b) (6), (b) (7)(C)

Thank you,

Rob

Robert J. Shore

Assistant General Counsel

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From: Robert Shore

To: Corbin, Jennifer; Olamide Adetunji
Subject: Re: McDonald"s 10-CA-253325
Date: Monday, January 13, 2020 11:44:50 AM

Good morning Jennifer:

Please accept this email as a request to withdraw the above captioned matter. Please let us know if you need any additional information from us.

Thank you,

Rob

Robert J. Shore
Assistant General Counsel
Service Employees International Union (SEIU)
1800 Massachusetts Avenue, NW
Washington, DC 20036
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On Mon, Jan 13, 2020 at 11:11 AM Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>> wrote:

I just wanted to check in on the status of this case. Please let me know if you have any
additional questions.

Thanks!

Rob-

From: Corbin, Jennifer

Sent: Thursday, January 9, 2020 10:12 AM To: Robert Shore <<u>robert.shore@seiu.org</u>> Subject: RE: McDonald's 10-CA-253325

That works! Hope all is OK!

From: Robert Shore <<u>robert.shore@seiu.org</u>>
Sent: Thursday, January 9, 2020 10:09 AM
To: Corbin, Jennifer <<u>Jennifer.Corbin@nlrb.gov</u>>

Subject: Re: McDonald's 10-CA-253325

I had a (b) (6), (b) (7)(C) . What about tomorrow at 930 am?

Sent from my iPhone

On Jan 9, 2020, at 10:03 AM, Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>> wrote:

Can we talk about this case sometime today?

From: Robert Shore < robert.shore@seiu.org > Sent: Tuesday, January 7, 2020 10:49 PM

To: Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>> **Cc:** Olamide Adetunji < <u>Olamide.adetunji@seiu.org</u>>

Subject: Re: McDonald's 10-CA-253325

Hi Jennifer:

First, wanted to let you know wasn't able to (b) (6), (b) (7)(C) so will be there closer to sorry.

Regarding who delivered the strike notice, I have that information, probably doesn't know—it was a large strike with many McDonald's and other fast food stores, I can pull the information and let you know. would know approximately how many stores were there I think, but won't know exact numbers.

Whether all the people on the notice were at the strike, might know, but we probably have better records of those things so I see if I can find out to tell you.

Let me know if you have other questions.

Thanks,

Rob

Sent from my iPhone

On Jan 7, 2020, at 8:46 PM, Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>> wrote:

Maybe $^{(b)}$ can answer these $^{(b)}$ $^{(b)}$ $^{(b)}$ $^{(b)}$ $^{(c)}$ -

Do you have a copy of the No Soliciting Sign?

When was the strike notice delivered and by whom? Who was it given to? Did all of the employees listed participate in the strike?

Where was the strike held at? How many people participated? Was this only employees from this McD's or were other fast food workers there?

From: Robert Shore < robert.shore@seiu.org > Sent: Tuesday, January 7, 2020 7:36 PM

To: Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>>; Olamide

Adetunji < <u>Olamide.adetunji@seiu.org</u>> **Subject:** Re: McDonald's 10-CA-253325

Hi Jennifer:

Sorry for the delay in getting back to you with numbers, my afternoon got taken over by meetings.

number is (b) (6), (b) (7)(C) should be there around to (b) (6), (b) (7)(C) but does have to (b) (6), (b) (7)(C) so might not be there exactly at that time. can talk about seeing the sign itself regarding no soliciting and about having manager clock out for what was supposed to be paid 10 minute breaks, which only started after became involved in the Fight for 15 and a Union, and which as far as knows, only was done to those who were speaking up on behalf of the FF\$15 and a Union.

number is (b) (6), (b) (7)(C) will talk about both what was told about threats for soliciting by management and about having manager clock out for what was supposed to be paid 10 minute breaks, which only started after became involved in the Fight for 15 and a Union, and which as far as knows, only was done to those who were speaking up on behalf of the FF\$15 and a Union.

The FF\$15 and a Union held a strike in Charleston, on 2019, which participated in. I have attached the strike notice to this email.

Thank you and please let me know if you need anything else from me.

Best,

Rob

Assistant General Counsel

Service Employees International Union (SEIU) 1800 Massachusetts Avenue, NW Washington, DC 20036

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On Tue, Jan 7, 2020 at 10:15 AM Robert Shore <robert.shore@seiu.org> wrote:

Hi Jennifer:

You should be fine with heading out (b) (6), (b) (7)(C). I have set up witness meetings for you (b) (6), (b) (7)(C) and there are who would talk to you, but I'm not sure it's necessary. Do you have any time to talk quickly? My cell number is 12027256624.

I am free until 11 and then again after 1pm.
Thanks,
Rob
Sent from my iPhone
On Jan 7, 2020, at 9:45 AM, Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u> > wrote:
How are we looking for affidavits (b) (6), (b) Do we have employees scheduled?
I am trying to decide if I will be staying to Winston-Salem after affidavits. I am available after (b) (6), (b) (7)(C) if anyone can be here.
Thanks!
From: Robert Shore < robert.shore@seiu.org > Sent: Friday, January 3, 2020 1:28 PM To: Corbin, Jennifer < Jennifer.Corbin@nlrb.gov > Subject: Re: McDonald's 10-CA-253325
Hi Jennifer:
Yes, not a problem.
It is alleged that the employer, through (b) (6), (b) (7)(C)

(b) (6), (b) (7)(C) , put up no solicitation signs after the employees began signing cards with the Fight for \$15 to discourage union activity and/or membership and told at least one employee that signing a card and/or handing out union material was considered solicitation, would violate the policy and would be cause for discipline. This information was provided to (b) (6), (b) (7)(C) at the store in question, but now is (b) (6), (b) for the Fight for \$15, through another employee at the store.

(b) (6), (b) (7)(C)
can also provide information about the no
solicitation sign going up and what information was
relayed to them about the sign and its connection
with union activity. I have to speak to
(b) (6), (b) and will get a better idea
of what information they have to provide you and if
it is necessary for you to talk to all of them or just
(b) (6), (b) (7)(C)

Thanks,

Rob

Robert J. Shore

Assistant General Counsel

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On Thu, Jan 2, 2020 at 3:49 PM Corbin, Jennifer < Jennifer.Corbin@nlrb.gov> wrote:

Can I get a list of specific allegations and who can testify to each to make sure that they (or I) don't forget to cover it in their affidavit? Thanks

From: Corbin, Jennifer

Sent: Thursday, January 2, 2020 3:16 PM To: Robert Shore <<u>robert.shore@seiu.org</u>> Subject: RE: McDonald's 10-CA-253325

My hotel will be Comfort Suites West of the

Ashley at 2080 Savannah River Highway in Charleston. It is close to that McDonald's. I will be traveling to Charleston on (b)(6),(b)(7)(c) conducting an election on (b) (6), (b) (7)(C), and then available anytime on (b) (6), (b) (7)(c) (b) (6), (b) (7)(C) to take affidavits. Thanks-From: Robert Shore < robert.shore@seiu.org > Sent: Thursday, January 2, 2020 2:27 PM To: Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>> Subject: Re: McDonald's 10-CA-253325 Hi Jennifer: Yes, at this point I am assuming the witnesses will be meeting with you (b) (6), (b) (7)(C) to give us time to make the plans. Hope to have specifics soon. Best, Rob Shore Assistant General Counsel **SEIU** Sent from my iPhone On Jan 2, 2020, at 2:23 PM, Corbin,

Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>>

wrote:

Anything on this? I am trying to schedule my travel and other appts for (b)(6).(b)(7)(c).

I am traveling from Winston-Salem, NC – it is about a 5 hour trip. Can I get all the witnesses in on (b) (6), (b) (7)(C)

Thanks!

From: Robert Shore < robert.shore@seiu.org >

Sent: Thursday, January 2, 2020

10:14 AM

To: Corbin, Jennifer

<<u>Jennifer.Corbin@nlrb.gov</u>> **Subject:** Re: McDonald's 10-CA-

253325

Hi Jennifer:

I will do my best, my (b) (6), (b) (7)(C) has been off from before and so told me the other day will be trying to set up the witnesses when work (b) (6), (b) (7)(C) I will reach out and see if I can get more information for you to at least secure date and location.

Thanks,

Rob

Robert J. Shore

Assistant General Counsel

Service Employees
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NW
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On Thu, Jan 2, 2020 at 8:28 AM Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>> wrote:

Please let me know what witnesses you have lined up by noon tomorrow, Friday, January 3- so that I can make travel plans.

Thanks-

From: Corbin, Jennifer

Sent: Tuesday, December 31, 2019

1:37 PM

To: Robert Shore

<<u>robert.shore@seiu.org</u>>
Cc: Olamide Adetunji

<a href="mailto:se

253325

I can get a hotel close to that McDonalds where they worked...I assume that they live near there?

If there is a better location, let me know. I can take the statements in the lobby. Each one will take about 2 hours.

How many witnesses will be coming?

From: Robert Shore < robert.shore@seiu.org >

Sent: Tuesday, December 31, 2019

12:29 PM

To: Corbin, Jennifer

< Jennifer.Corbin@nlrb.gov>

Cc: Olamide Adetunji

<<u>Olamide.adetunji@seiu.org</u>> **Subject:** Re: McDonald's 10-CA-

253325

Hi Jennifer:

Where would you like to take the depositions? From what I understand, the employees who will be giving statements, as well as (b) (6), (b) (7)(C)

so I am not sure if there is a specific location that is more or less convenient to them. I am thinking that (b) (6), (b) (7)(C) will work best, but I will let you know.

Thanks,

Rob

Robert J. Shore

Assistant General Counsel

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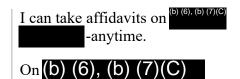
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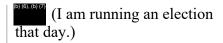
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On Tue, Dec 31, 2019 at 12:26 PM Corbin, Jennifer < <u>Jennifer.Corbin@nlrb.gov</u>> wrote:





Or on (b) (6), (b) (7)(C) anytime.

Please let me know what you get set up so that I can find a hotel nearby.

Thanks!

From: Robert Shore < robert.shore@seiu.org >

Sent: Tuesday, December 31,

2019 12:01 PM **To:** Corbin, Jennifer

<<u>Jennifer.Corbin@nlrb.gov</u>>;

Olamide Adetunji

< Olamide.adetunji@seiu.org>

Subject: McDonald's 10-CA-

253325

Hello Jennifer:

I have reached out to our organizers in Charleston to try to facilitate setting up the affidavits. I have not confirmed availability as of yet though. Is it still your intention to take any affidavits on (b) (6) (b) (7)(c)

Thank you,

Rob

Robert J. Shore

Assistant General Counsel

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Case Name: McDonald"s Case No.: 10-CA-253325

Agent: JAC

CASEHANDLING LOG

Date	Person Contacted	Method of Contact	Description of Contact or Activity
12.19	Rob Shore SEIU Attorney		Said that Attorney who filed the charge is out of the country for the next 3 weeks and could she set up AFFs when she got back. I said NO- I will be in Charleston on take them then. He will contact (b) (6), (b) (7)(C) and see what can be done to get the ee's scheduled for AFFs and get back to me.
1.7.20			Rob Shore- called to find out who had had lined up for AFFs (b) (6), (b) (7)(C) knows about FF\$15, ER put up no soliciting sign and ER clocked ee's who supported FF\$15 out for their 10 min. breaks – w/o ees knowing (b) (6), (b) (7)(C) ER put up sign in June 2020. (b) (6), (b) (7)(C) was also clocked out by mgr for breaks (b) (5), (b) (6), (b) (7)(C) can only corroborate that the mgt. clocked ee's who supported FF\$15 out for breaks and ER put up a sign. (b) (5), (b) (6), (b) (7)(C)
1.9.20			Told LRS about the allegations and info witnesses had provided (b) (5), (b) (6), (b) (7) (C)

Date	Person Contacted	Method of Contact	Description of Contact or Activity
1.10.2020			Rob Shore- (b) (5) (b) (5), (b) (6), (b) (7)(C) Shore will talk to atty who filed the charge and get back to me on Monday. (b) (5)
1.13			Email from Shore to WD charge

NATIONAL LABOR RE SUBREGION 11 4035 University Pkwy Ste 200 Winston Salem, NC 27106-3275

Agency Website: www.nlrb.gov Telephone: (336)631-5201 Fax: (336)631-5210

January 16, 2020

Matthew R Korn, Attorney Stephen C. Mitchell, Attorney Fisher & Phillips LLP 1320 Main St Ste 750 Columbia, SC 29201-3284

Justin D. Martin, Attorney Jones Day 250 Vesey St New York, NY 10281-1052

Jonathan M. Linas, Attorney Jones Day 77 W Wacker Dr Ste 3500 Chicago, IL 60601-1701

Re: (b) (6), (b) (7) d/b/a McDonald's Case 10-CA-253325

Dear Mr. Korn, Mr. Mitchell, Mr. Martin and Mr. Linas:

This is to advise you that I have approved the withdrawal of the charge in the above matter.

Very truly yours,

LISA HENDERSON Acting Regional Director

By: 0

SCOTT C. THOMPSON Officer in Charge

cc: Olamide Adetunji, Law Fellow SEIU National Fast Food Workers Union 1800 Massachusetts Ave NW Washington, DC 20036

> SEIU National Fast Food Workers Union 1800 Massachusetts Ave NW, Rm 6041 M Washington, DC 20036

(b) (6), (b) (7)(C) (b) (6), (b) (7) d/b/a McDonald's

2050 Savannah Hwy Charleston, SC 29407

McDonald's, USA as joint employers 110 N. Carpenter Street Chicago, IL 60607